IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

WP(C).No. 32912 of 2007(R)

PETITIONER:

ASSAINAR.T.K., S/O.UMMER,
THORAKKATTIL HOUSE, CHEMMANNUR,
KAIKANDY P.O., MANNARKKAD TALUK,
PALAKKAD DISTRICT.

BY ADV. SRI.K.MOHANAKANNAN
SMT.A.R.PRAVITHA

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
CHIEF SECRETARY TO GOVERNMENT, GOVERNMENT
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE DISTRICT COLLECTOR, PALAKKAD.

3. THE TALUK LAND BOARD, MANNARKKAD,
REPRESENTED BY ITS CHAIRMAN, (DEPUTY COLLECTOR,
LAND REFORMS), COLLECTORATE, PALAKKAD.

BY G.P. SRI.I.V.PROMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No.32912 of 2007

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Dated this the 6th day of November, 2007.

JUDGMENT

The petitioner is primarily aggrieved by Ext.P5, an order issued by the District Collector prohibiting transfer and alienation of the property mentioned therein in exercise of his power under Section 120A of the Kerala Land Reforms Act. The said order was issued in view of the pendency of the proceedings before the Taluk Land Board against one Rev. Fr. K.C.Varghese.

2.In view of Ext.P5, petitioner submitted Ext.P6 application to the Taluk Land Board requesting for exclusion of the property held by him from the pending proceeding. In this W.P. petitioner prays for an order requiring the Taluk Land Board for disposal of the proceedings pursuant to Ext.P6.

3. In view of the fact that the petitioner is a transferee of the land which is stated to be included in the proceedings pending before the Taluk Land Board and also in view of Ext.P5 proceedings, it is only just and necessary that final orders are passed on Ext.P6 without delay.

4. Accordingly I dispose of this W.P. directing the third respondent to

take up and consider Ext.P6 with notice to affected parties and pass final orders thereon as expeditiously as possible and at any rate, within eight weeks from the date of receipt of copy of this judgment. Petitioner shall produce a copy of this judgment before the respondents for compliance.

ANTONY DOMINIC
Judge

pms